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Security Council

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Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 1 December 2005 from the Permanent Mission of Chile to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Chile to the United Nations has the honour to address the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) and to transmit the attached information, which supplements and expands on the national report referred to in paragraph 7 of resolution 1540 (2004), submitted by the Republic of Chile in October 2004.

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Annex to the note verbale dated 1 December 2005 from the Permanent Mission of Chile to the United Nations addressed to the Chairman of the Committee

Information supplementing the national report submitted by the Republic of Chile in the month of October 2004, in accordance with paragraph 7 of Security Council resolution 1540 (2004)

Matrix for resolution 1540 (2004)

Nuclear weapons

Page 1 No. 6.	Nuclear Non-Proliferation Treaty (NPT) was ratified by Chile on 2 May 1995.
Page 1 No. 7.	Comprehensive Nuclear-Test-Ban Treaty (CTBT) was ratified by Chile on 12 July 2000.
Page 2 No. 12.	The Treaty of Tlatelolco entered into force on 30 May 1994.
Page 5 No. 11.	Regulations for the physical protection of nuclear facilities and materials. Supreme decree No. 87 of 1984.
Page 5 No. 12.	Nuclear safety law No. 18,302 of 1984.

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Matrix for Security Council resolution 1540

Materials subject to Border Control and Export of Weapons of Mass Destruction

1. National Legal Framework (If YES, indicate the source document)

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of weapons of mass destruction and related materials? Can violators be penalized?	*Biological Weapons*	*Chemical Weapons*	*Nuclear Weapons*
Border control		Yes. There are border control agencies and procedures	Yes. There are border control agencies and procedures
Technical support of border control measures		Yes. Training, instruction in procedures, coordination with other agencies and the National Authority	Yes. Coordination with other agencies and the National Authority
Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology		Yes. Monitoring of compliance with customs regulations and support of the National Authority	Yes. Monitoring of compliance with customs regulations and support of the National Authority
Enforcement agencies/authorities		The National Customs Service is one of the enforcement agencies	The National Customs Service is one of the enforcement agencies
Export control legislation in place		The control of foreign trade operations is governed by customs regulations and international trade treaties	The control of foreign trade operations is governed by customs regulations and international trade treaties
Control lists		We have a database of risk profiles which includes, inter alia, lists of goods subject to control, importers and exporters	We have a database of risk profiles which includes, inter alia, lists of goods subject to control, importers and exporters

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of weapons of mass destruction and related materials? Can violators be penalized?	*Biological Weapons*	*Chemical Weapons*	*Nuclear Weapons*
Updating of lists		Yes. The internal databases and lists of the National Authority are updated	Yes. The internal databases and lists of the National Authority are updated
Inclusion of technologies		Electronic transmission of customs documents and enforcement analysis computer tools	Electronic transmission of customs documents and enforcement analysis computer tools
Transit control		Transit declarations are inspected by customs authorities	Transit declarations are inspected by customs authorities
Trans-shipment control		Trans-shipment declarations are inspected by customs authorities	Trans-shipment declarations are inspected by customs authorities
Re-export control		Customs authorities conduct a physical inspection of re-exported materials when the export documents have been sent electronically	Customs authorities conduct a physical inspection of re-exported materials when the export documents have been sent electronically
Control of importation		Import documents are sent electronically. An inspection of the documents is conducted in all cases and a physical inspection is conducted when there are inconsistencies, with the support of the National Authority. Licences are verified online with the National Authority	Import documents are sent electronically. An inspection of the documents is conducted in all cases and a physical inspection is conducted when there are inconsistencies, with the support of the National Authority

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National Customs Service

2. **Civil/criminal and other penalties**

Border control measures for weapons of mass destruction

The National Customs Service assists the National Authority in controlling these weapons by efficiently monitoring foreign trade operations involving the importation and/or exportation of the biological, chemical or nuclear weapons prohibited under international conventions.

The Customs Service proceeds as follows:

- If the customs authorities discover that a foreign trade operation involving weapons of mass destruction does not have the proper authorization, the goods may not enter or leave the country until the required documents are produced.
- If weapons of mass destruction are discovered during a customs inspection and there is no customs declaration, the goods are seized and the matter is referred to the courts.
- If smuggled materials related to weapons of mass destruction are seized, the matter is referred to the courts, where it is dealt with in accordance with the criminal procedures reform.